

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF

MONDAY, APRIL 28, 1986  
AT 2:00 P.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Deputy Mayor Struiksma at 2:13 p.m. Deputy Mayor Struiksma presented and commended Susan Farrell of television Channel 10 for being one of 100 journalists being considered for the space program. Deputy Mayor Struiksma introduced Debbie Law and proclaimed May 1986 as "Better Hearing and Speech Month" in San Diego. Deputy Mayor Struiksma adjourned the meeting at 6:59 p.m. to meet Tuesday, April 29, 1986, in Closed Session at 9:30 a.m. in the twelfth floor conference room on pending litigation.

ATTENDANCE DURING THE MEETING:

- (M) Vacant
- (1) Council Member Wolfsheimer-present
- (2) Council Member Cleator-present
- (3) Council Member McColl-present
- (4) Council Member Jones-present
- (5) Council Member Struiksma-present
- (6) Council Member Gotch-present
- (7) Council Member McCarty-present
- (8) Council Member Martinez-present
- Clerk-Abdelnour (bb)

FILE: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Vacant
- (1) Council Member Wolfsheimer-present
- (2) Council Member Cleator-not present
- (3) Council Member McColl-present
- (4) Council Member Jones-present
- (5) Council Member Struiksma-present
- (6) Council Member Gotch-present
- (7) Council Member McCarty-present
- (8) Council Member Martinez-present

ITEM-10: INVOCATION

Invocation was given by Reverend Gwen Jones-Lurvey of  
the Rolando United Methodist Church, San Diego.

FILE: MINUTES

Apr-28-1986

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member  
Martinez.

ITEM-30: RECOGNIZED AND PROCLAIMED 1986 AS THE 70TH ANNIVERSARY  
YEAR FOR THE SAN DIEGO ZOO

Recognizing the 70th anniversary of the San Diego Zoo and  
the Zoological Society of San Diego.

FILE: MEET

COUNCIL ACTION: (Tape location: A160-164.)

ITEM-31: APPROVED

Approval of Council Minutes for the Meetings of:

04/14/86

04/15/86

FILE: MINUTES

COUNCIL ACTION: (Tape location: A160-164.)

MOTION BY GOTCH TO APPROVE. Second by Martinez. Passed by the  
following vote: Wolfsheimer-yea, Cleator-not present,  
McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea,  
Martinez-yea, Mayor-vacant.

\* ITEM-50:

Two actions amending Chapter X (Planning and Zoning  
Regulations) of the San Diego Municipal Code by adding,  
deleting and changing words, sentences and paragraphs which  
constitute administrative changes to the Zoning  
Regulations:  
(Introduced on 4/15/86. Council voted 6-0. Districts 2  
and 3 not present. Mayor vacant.)

Subitem-A: (O-86-136) ADOPTED AS ORDINANCE O-16629  
(New Series)

Repealing Ordinances Nos. 7606 N.S., 7607 N.S., 8018 N.S.,  
8110 N.S., 8150 N.S. and 8601 N.S. relating to Interim  
Zones.

Subitem-B: (O-86-135) ADOPTED AS ORDINANCE O-16630  
(New Series)

Amending Chapters IX and X of the San Diego Municipal Code.

FILE: MEET

COUNCIL ACTION: (Tape location: A201-211.)

CONSENT MOTION BY McCOLL TO DISPENSE WITH THE READING AND ADOPT.

Second by Martinez. Passed by the following vote:

Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea,

Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea,

Mayor-vacant.

\* ITEM-51: (O-85-172 Rev. 1) ADOPTED AS ORDINANCE O-16631 (New  
Series)

Incorporating Block 3, Pauly's Addition, Map-65 and  
portions of Louisiana and Mississippi Streets vacated (a  
1.86-acre site), located on the south side of University  
Avenue between Mississippi and Louisiana Streets, into  
Zone CA.

(Case-84-0948. Park Northeast Community Area. District-3.

Introduced on 5/21/85. Council voted 5-0. Districts 1, 2,  
5 and 8 not present.)

FILE: ZONE ORD NO.

COUNCIL ACTION: (Tape location: A201-211.)

CONSENT MOTION BY McCOLL TO DISPENSE WITH THE READING AND ADOPT.

Second by Martinez. Passed by the following vote:

Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea,

Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea,

Mayor-vacant.

\* ITEM-52: (O-86-163) ADOPTED AS ORDINANCE O-16632 (New  
Series)

Incorporating a portion of Section 27, Township 14 South,  
Range 2 West, SBBM (an approximately 15.7-acre site),  
located to the north of Pomerado Road between Scripps Ranch  
Boulevard and Semillon Drive, along the future extension of  
Spring Canyon Road, into Zone R1-6000.

(Case-85-0848. Scripps Miramar Ranch Community Area.

District-5. Introduced on 4/15/86. Council voted 6-0.

Districts 2 and 3 not present. Mayor vacant.)

FILE: ZONE ORD NO.

COUNCIL ACTION: (Tape location: A201-211.)

CONSENT MOTION BY McCOLL TO DISPENSE WITH THE READING AND ADOPT.

Second by Martinez. Passed by the following vote:

Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea,  
Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea,  
Mayor-vacant.

\* ITEM-53: (O-86-171) ADOPTED AS ORDINANCE O-16633 (New  
Series)

Amending Section 1 of Ordinance O-15891 (New Series),  
adopted January 31, 1983, incorporating a portion of  
Section 2, Township 19 South, Range 2 West, S.B.B.M., Lots  
13 through 20, Tijuana City Extension, Map-491, and Lots 6  
through 8, Tijuana City, Map-562, located south of I-5,  
east of Dairy Mart Road, into R-2A and M-1B Zones;  
extension of time to March 2, 1989.  
(Case-86-0107. Tia Juana River Valley Community Area.  
District-8. Introduced on 4/14/86. Council voted 6-0.  
Districts 3 and 8 not present. Mayor vacant.)

FILE: ZONE ORD NO.

COUNCIL ACTION: (Tape location: A201-211.)

CONSENT MOTION BY McCOLL TO DISPENSE WITH THE READING AND ADOPT.  
Second by Martinez. Passed by the following vote:  
Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea,  
Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea,  
Mayor-vacant.

\* ITEM-54: (O-86-151 Rev.2) ADOPTED AS ORDINANCE O-16634  
(New Series)

Extending the University Community Building Limitation  
Ordinance (O-16413 N.S.) from its current expiration date  
of April 23, 1986 to December 31, 1986 or the adoption of  
the update of the University Community Plan, whichever  
occurs first. (District-1.)  
(Reintroduced on 4/14/86. Council voted 6-0. Districts 3  
and 8 not present. Mayor vacant.)  
(Discussed by Council on 4/1/86. Council voted 8-0 to  
delete the 5/17/86 date and insert the date of 12/31/86.)  
(Introduced as amended on 3/11/86 to change the date from  
12/31/86 to 5/27/86. Council voted 6-0. Districts 3 and 8  
not present. Mayor vacant.)

FILE: LAND - University Community Plan

COUNCIL ACTION: (Tape location: A201-211.)

CONSENT MOTION BY McCOLL TO DISPENSE WITH THE READING AND ADOPT.  
Second by Martinez. Passed by the following vote:  
Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea,

Struiksmayea, Gotchyea, McCartyyea, Martinezyea,  
Mayorvacant.

\* ITEM-55: (O-86-175) INTRODUCED, TO BE ADOPTED MAY 12, 1986

Introduction of an Ordinance amending Chapter VIII, Article  
2, of the San Diego Municipal Code by amending Section  
82.07, relating to Parking Violations.

CITY MANAGER REPORT: Section 41103 of the California Vehicle  
Code was amended by AB 1652 during the 1985-86 regular session  
of the California legislature. The amendment appears to require  
that agencies accept the original bail amount for parking  
violations up to 30 days after notification. The current  
practice of the City is to double the bail amount after 20 days.  
Section 82.07 of the Municipal Code should be amended to reflect  
the new State requirements.

FILE: --

COUNCIL ACTION: (Tape location: A212-214.)

CONSENT MOTION BY MARTINEZ TO INTRODUCE. Second by Wolfsheimer.  
Passed by the following vote: Wolfsheimeryea, Cleatornot  
present, McCollyea, Jonesyea, Struiksmayea, Gotchyea,  
McCartyyea, Martinezyea, Mayorvacant.

\* ITEM-100:

Three actions relative to awarding contracts:

Subitem-A: (R-86-1875) ADOPTED AS RESOLUTION R-265539

American Processing Co., Inc., for removal and disposal  
of rags and various other materials from sewage flow at  
Pump Stations No. 1 and No. 2, as may be required for a  
period of one-year beginning June 1, 1986 through May  
31, 1987, for an estimated cost of \$59,578.61, including  
terms, with an option to renew the contract for an  
additional one-year period with a price escalation not  
to exceed 5 percent of prices bid. (BID-7109)

Subitem-B: (R-86-1883) ADOPTED AS RESOLUTION R-265540

Marine Ecological Consultants for furnishing sorting of  
Ocean Benthic Samples, as may be required for a period  
of one year beginning June 1, 1986 through May 31, 1987,  
for an estimated cost of \$40,788, with an option to  
renew the contract for two additional one-year periods  
with price escalations not to exceed 10 percent each  
option year. (BID-7110)

Subitem-C: (R-86-1882) ADOPTED AS RESOLUTION R-265541

Multigraphics for the purchase of one collator  
distribution system for an actual cost of \$26,494.70,  
including tax and terms. (BID-7123)

Aud. Cert. 86860.

FILE: MEET

COUNCIL ACTION: (Tape location: A215-219.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed  
by the following vote: Wolfsheimer-yea, Cleator-not present,  
McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, McCarty-yea,  
Martinez-yea, Mayor-vacant.

ITEM-101: CONTINUED TO MAY 12, 1986

Two actions relative to the construction of the Eastern  
Area Police Station:  
(Serra Mesa Community Area. District-5.)

Subitem-A: (R-86-1874)

Inviting bids on Work Order No. 118106; authorizing the  
execution of a contract with the lowest responsible and  
reliable bidder; authorizing the City Auditor and  
Comptroller to transfer \$153,000 from CIP-90-245, Capital  
Outlay Fund Reserve - General - Contingency Funds to  
CIP-36-032.2, Eastern Area Station; authorizing the  
expenditure of funds not to exceed \$2,296,034 from  
CIP-36-032.2, Eastern Area Station for said project and  
related costs; authorizing the Auditor and Comptroller,  
upon advice from the administering department, to transfer  
excess budgeted funds, if any, to the appropriate reserves.  
(BID-7169)

Subitem-B: (R-86-1876)

Certifying that the information contained in Environmental  
Mitigated Negative Declaration EMND-85-0859, dated February  
14, 1986, has been completed in compliance with the  
California Environmental Quality Act of 1970, and the State  
guidelines pursuant thereto, and that said Declaration has  
been reviewed and considered by the Council.

CITY MANAGER REPORT: In December, 1979, an agreement was  
executed between the City and Krommenhoek/McKeown and  
Associates, Architects, to provide professional services for the  
several phases of the Police Decentralization Program. One  
phase of the work was to provide plans for a prototype area  
station and to modify and re-use those plans at various sites

selected by the City. Under these provisions, the Western Area Station was completed in 1984, at Friars Road and Napa Street, and a Southeastern Police Station in 1985, at 7222 Skyline Drive. Currently, the prototype plans have been modified to fit the City's Eastern Area site at Aero Drive and Ruffin Road. Construction of this facility will relieve the current overcrowded condition of the temporary station at this site providing a 16,533 square foot area station, and a six-bay vehicle maintenance and fueling facility.

Aud. Cert. 86717.

FILE: --

COUNCIL ACTION: (Tape location: A190-195.)

MOTION BY GOTCH TO CONTINUE TO MAY 12, 1986, AT DEPUTY MAYOR STRUIKSMA'S REQUEST. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

\* ITEM-102:

Two actions relative to the construction of the Polymer Feed Facility - Point Loma Treatment Plant:  
(District-2.)

19860428

Subitem-A: (R-86-1885) ADOPTED AS RESOLUTION R-265542

Inviting bids on Work Order No. 147203; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the expenditure of funds not to exceed \$946,500 from Sewer Revenue Fund 41506 for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-6454)

Subitem-B: (R-86-1886) ADOPTED AS RESOLUTION R-265543

Authorizing the use of City Forces to do all the work required in connection with the above project; declaring that the cost of said work shall not exceed \$4,220.

CITY MANAGER REPORT: This project, located at the Point Loma Treatment Plant, is a requirement of the State of California Ocean Plan which requires 75 percent removal of suspended solids before the plant effluent can be discharged into the Pacific Ocean. The Polymer Feed Facility incorporates the use of an

automated electronic computer system to feed polymer chemical into the sewage effluent. Polymer chemical is one of the most economical chemicals used for the purpose of the removal of suspended solids. It also provides for the construction of a building and installation of tanks, pumps, mixers, electronic and telemetering equipment, and distribution mains.

Aud. Cert. 86866.

WU-P-85-258.

FILE: W.O. 147203 CONT-Olson Construction (Engicon) CONTFY86-1

COUNCIL ACTION: (Tape location: A215-219.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

\* ITEM-103:

Five actions relative to the final subdivision map of Carmel Mountain Ranch Unit No. 7, a 1-lot subdivision located northeasterly of I-15 and Camino del Norte: (Carmel Mountain Ranch Community Area. District-1.)

Subitem-A: (R-86-1860) ADOPTED AS RESOLUTION R-265544  
Authorizing the execution of an agreement with Carmel Mountain Ranch for the installation and completion of improvements.

Subitem-B: (R-86-1859) ADOPTED AS RESOLUTION R-265545  
Approving the final map.

Subitem-C: (R-86-1960) ADOPTED AS RESOLUTION R-265546  
Authorizing the sale by negotiation of a slope easement in portions of Lots 44, 45, 46 and 47, Pompeii Farms Co. Pompeii Subdivision, Map-1738, for the processing fee, to Carmel Mountain Ranch; authorizing the execution of a grant deed, granting to Carmel Mountain Ranch said property; determining that no broker's commission shall be paid by the City on said negotiated sale.

Subitem-D: (R-86-1961) ADOPTED AS RESOLUTION R-265547  
Authorizing the execution of a quitclaim deed, quitclaiming to Carmel Mountain Ranch, all the City's right, title and interest in the drainage easement in a portion of Lots 44, 45, 46 and 47, Pompeii Farms Co. Pompeii Subdivision, Map-1738.



Subitem-E: (R-86-1962) ADOPTED AS RESOLUTION R-265548

Dedicating portions of Lots 1, 2 and 113 of Bernardo Heights Unit No. 20, Map-11099, for public streets and naming the same Avenida Venusto and Alta Carmel Court.

FILE:

Subitems A and B SUBD Carmel Mountain Ranch  
Unit No. 7;

Subitem C DEED - F-3338;

Subitem  
D DEED - F-3339;

Subitem E DEED - F-3340  
CONTFY86-1; DEEDFY86-3

COUNCIL ACTION: (Tape location: A215-219.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

\* ITEM-104:

Five actions relative to the final subdivision map of Allred North City West, a 7-lot subdivision located southeasterly of Black Mountain Road and El Camino Real: (North City West Community Area. District-1.)

19860428

Subitem-A: (R-86-1947) ADOPTED AS RESOLUTION R-265549  
Authorizing the execution of an agreement with Torrey Ridge Club for the installation and completion of public improvements.

Subitem-B: (R-86-1946) ADOPTED AS RESOLUTION R-265550  
Approving the final map.

Subitem-C: (R-86-1968 Rev.1) ADOPTED AS RESOLUTION R-265551  
Authorizing the acceptance by the City Manager of 4 street easement deeds of Leo Anthony McGuire; The Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter Day Saints; Village Properties; and Frank E. Grant, Steven Park Grant, Kathryn Tyler Grant Schulz and Peter Kent Grant, granting to the City easements for public

street purposes in portions of Parcels 1 and 3 of Parcel Map PM-13449, Parcel 3 of Parcel Map PM-11045 and in a portion of Section 18, Township 14 South, Range 3 West, San Bernardino Meridian; dedicating said land as and for public streets, and naming the same Torrey Bluff Drive, McGuire Drive and Carmel County Road.

Subitem-D: (R-86-1953) ADOPTED AS RESOLUTION R-265552  
Authorizing the execution of an agreement with Douglas Allred Development Company to provide school facilities in the above subdivision.

Subitem-E: (R-86-1949) ADOPTED AS RESOLUTION R-265553  
Authorizing the execution of an agreement with Torrey Ridge Club for the construction of a water line in the above subdivision.

FILE:

Subitems A, B, D and E SUBD - Allred North  
City West;

Subitem C DEED F-3341

CONTFY86-3; DEEDFY86-4

COUNCIL ACTION: (Tape location: A215-219.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

\* ITEM-105:

Two actions relative to the final subdivision map of Sabre Springs Industrial Park Unit No. 3, a 3-lot subdivision located westerly of Sabre Springs Parkway and Evening Creek Drive North:  
(Sabre Springs Community Area. District-1.)

Subitem-A: (R-86-1985) ADOPTED AS RESOLUTION R-265554  
Authorizing the execution of an agreement with Pardee Construction Company for the installation and completion of public improvements.

Subitem-B: (R-86-1984) ADOPTED AS RESOLUTION R-265555  
Approving the final map.

FILE: SUBD - Sabre Springs Industrial Park Unit

No. 3    CONTFY86-1

COUNCIL ACTION:    (Tape location: A215-219.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

\* ITEM-106:

Five actions relative to the final subdivision map of Towne Centre Apartments, a 7-lot subdivision located southeasterly of Nobel Drive and Towne Centre Drive: (University North Community Area. District-1.)

Subitem-A:    (R-86-1952)    ADOPTED AS RESOLUTION R-265556  
Authorizing the execution of an agreement with North Bonita Partners for the installation and completion of public improvements.

Subitem-B:    (R-86-1951)    ADOPTED AS RESOLUTION R-265557  
Approving the final map.

Subitem-C:    (R-86-1963)    ADOPTED AS RESOLUTION R-265558  
Approving the acceptance by the City Manager of a grant deed of North Bonita Partners, granting to the City Lot 7 of Towne Centre Apartments.

Subitem-D:    (R-86-1964)    ADOPTED AS RESOLUTION R-265559  
Setting aside portions of Pueblo Lots 1277 and 1304, Miscellaneous Map-36, for public street purposes; dedicating said land as and for public streets and naming the same Nobel Drive and Shoreline Drive.

Subitem-E:    (R-86-1965)    ADOPTED AS RESOLUTION R-265560  
Approving the acceptance by the City Manager of a street easement deed of North Bonita Partners, granting to the City an easement for public street purposes in a portion of Pueblo Lot 1277 of the Pueblo Lands of San Diego; dedicating said land as and for a public street and naming the same Shoreline Drive.

FILE:

Subitems A and B SUBD Towne Centre  
Apartments;

Subitem C DEED F-3342;

Subitem D

DEED F-3343;

Subitem E DEED F-3344

CONFY86-1; DEEDFY86-3

COUNCIL ACTION: (Tape location: A215-219.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-107: (R-86-1929) CONTINUED TO MAY 12, 1986

Vacating an unneeded sewer easement affecting Lots 12 through 16 and Lots 36 through 39 of Block 50, Park Villas, pursuant to Section 8300 et seq. of the Streets and Highways Code.

(North Park Community Area. District-3.)

CITY MANAGER REPORT: The Water Utilities, Engineering and Development and Property Departments have received and approved an application for abandonment of two easements for sewer purposes. The easements, which were acquired at no cost to the City of San Diego in 1915 and 1923 respectively, have no present or potential value to the City, since the residents already have adequate sewerage. The property is a gasoline station on the southwest corner of University Avenue and Boundary Street in the North Park area. It is recommended that the City Council adopt a resolution to abandon these easements.

WU-PR-86-029.

FILE: --

COUNCIL ACTION: (Tape location: A196-200.)

MOTION BY McCOLL TO CONTINUE TO MAY 12, 1986, IN ORDER TO MEET WITH THE CITY MANAGER. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

\* ITEM-108: (R-86-1932) ADOPTED AS RESOLUTION R-265561

Approving the acceptance by the City Manager of that deed of Douglas Allred Development Company, conveying to the City a building restricted easement in Lots 2, 3, 4 and 5 of Nobel Terrace Unit No. 7, Map-10847; quitclaim deed,

quitclaiming to Douglas Allred Development Company all of the City's right, title and interest in the open space easement in Lots 2, 3, 4 and 5 of Nobel Terrace Unit No. 7, Map-10847.

(University Community Area. District-1.)

FILE: DEED F-3346 DEEDFY86-2

COUNCIL ACTION: (Tape location: A215-219.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

\* ITEM-109: (R-86-1933 Rev.1) ADOPTED AS RESOLUTION R-265562

19860428

Authorizing the execution of a quitclaim deed, revesting to Genstar Development, Inc., those abutter's rights of access in and to Black Mountain Road, adjacent and contiguous to a portion of Parcel 3 of Parcel Map PM-14002 (TM-85-0582). (Penasquitos East Community Area. District-1.)

FILE: DEED F-3347 DEEDFY86-1

COUNCIL ACTION: (Tape location: A215-219.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

\* ITEM-110:

Three actions relative to findings of overcrowding in the following school districts:

(See City Manager Report CMR-86-158. Otay Mesa-Nestor, San Ysidro, and Tia Juana River Valley Community Areas. District-8.)

Subitem-A: (R-86-1898) ADOPTED AS RESOLUTION R-265563

Resolution of Intention to consider the concurrence with findings of overcrowding by the Governing Board of the San Ysidro School District.

Subitem-B: (R-86-1899) ADOPTED AS RESOLUTION R-265564

Resolution of Intention to consider concurrence with findings of overcrowding by the Governing Board of the South Bay Union School District.

Subitem-C: (R-86-1900) ADOPTED AS RESOLUTION R-265565

Resolution of Intention to consider concurrence with findings of overcrowding by the Governing Board of the Sweetwater Union High School District.

COMMITTEE ACTION: Reviewed by TLU on 4/14/86. Recommendation to forward the Resolutions of Intention to City Council for action. Districts 1, 6 and 7 voted yea. Districts 4 and 8 not present.

FILE: MEET

COUNCIL ACTION: (Tape location: A215-219.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

\* ITEM-111: (R-86-1950) ADOPTED AS RESOLUTION R-265566

Declaring opposition to SB-1833 (Seymour) - Allowing Compensation for Down Zoning, as stated in Intergovernmental Relations Department Report IRD-86-20, dated April 2, 1986.

(See Intergovernmental Relations Department IRD-86-20.)

COMMITTEE ACTION: Reviewed by RULES on 4/7/86. Recommendation to approve Intergovernmental Relations Department Report IRD-86-20. Districts 2, 3, 5 and 8 voted yea.

FILE: MEET

COUNCIL ACTION: (Tape location: A215-219.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-112: (R-86-2009) ADOPTED AS RESOLUTION R-265594

Authorizing the expenditure of \$248,000 from the Allocated Reserve, as authorized by Resolution R-263521 adopted on June 24, 1985, for the following office space modifications:

- 1) City Clerk relocation to 2nd floor City Administration Building (CAB) including the area known as Room 2000;
- 2) Relocation of Room 2000 to 12th floor CAB;
- 3) Relocation of the Auditor's Micrographics Section to the Docket Section portion of the CAB basement vacated by the City Clerk;
- 4) Relocation of the Energy Program from the 5th floor

City Operations Building (COB) to 12th floor CAB.  
(See City Clerk Report CC-86-01; City Clerk Report  
CC-85-12; City Clerk memorandum dated 2/27/86; City Manager  
Report CMR-86-39; memorandum from Council Member Jones  
dated 1/2/85.)

CITY MANAGER REPORT: At the Rules Committee meeting of  
January 6, 1986, the City Manager recommended, as per the City  
Clerk's request, that the City Clerk's functions on the 12th  
floor of the City Administration Building (CAB) be relocated to  
the area previously housing the City Attorney Criminal Division,  
on the 2nd floor of CAB. At the meeting of January 6, the Clerk  
further requested that the area occupied by Room 2000 also be  
made available for the Clerk's use. The Rules Committee voted  
to make all of the 2nd floor of CAB available for the City  
Clerk's use. The Rules Committee additionally approved the  
Auditor's Micrographic's Section moving to the approximately 800  
square foot portion vacated by the Docket Section in the  
basement of CAB, and the Energy Program moving to 12th floor of  
CAB.

Aud. Cert. 86834.

FILE: MEET

COUNCIL ACTION: (Tape location: A220-275.)

MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the  
following vote: Wolfsheimer-yea, Cleator-not present,  
McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-nay,  
Martinez-yea, Mayor-vacant.

\* ITEM-113: (R-86-1842) ADOPTED AS RESOLUTION R-265567

A Resolution approved by the City Council in Closed Session  
on Tuesday, January 14, 1986 by the following vote:  
Wolfsheimer-yea; Cleator-not present; McColl-not present;  
Jones-yea; Struiksma-yea; Gotch-yea; McCarty-yea;  
Martinez-yea; Mayor-vacant.

Authorizing the City Manager to pay the total sum of  
\$100,000 in the settlement of each and every claim against  
the City, its agents and employees, resulting from the  
death of Antonio Manaog Cepe, Sr. and Antonio Jamerlan  
Cepe, Jr. (Superior Court Case No. 479276, Antoinette J.  
Cepe, et al v. City of San Diego, et al.); authorizing the  
City Auditor and Comptroller to issue one check in the  
total amount of \$100,000 made payable to Antoinette J.  
Cepe, Leticia J. Cepe, Jacqueline J. Cepe and their  
attorney, Craig D. Higgs, in full settlement of the lawsuit  
and all claims.

CITY MANAGER REPORT: This constitutes the complete and final settlement of the personal injury claims of Leticia J. Cepe, Antionette J. Cepe and Jacqueline J. Cepe resulting from the fatal injuries of Antonio Manaog Cepe, Sr. and Antonio Jamerlan Cepe, Jr.

Aud. Cert. 86858.

FILE: MEET

COUNCIL ACTION: (Tape location: A215-219.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

\* ITEM-114: (R-86-1987 Rev.) ADOPTED AS RESOLUTION R-265568

19860428

Accepting on behalf of the people of San Diego, the generous donation of artwork by Charles Ross from Danah Fayman, Pacific Centre Associates, and Rogers and Wells; extending an expression of gratitude to the artwork donors for their display of cultural and artistic generosity to the City.

FILE: MEET

COUNCIL ACTION: (Tape location: A215-219.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

\* ITEM-115: (R-86-1990) ADOPTED AS RESOLUTION R-265569

Directing the City Manager and other relevant non-managerial departments to review HR-3128 (a budget reconciliation bill) and its implementing regulations so that the City can carry out the provisions of this new law, which require that employees hired after March 31, 1986 will contribute 1.45 percent of their base salary to the Medicare System and the City will also be required to match with an equal 1.45 percent contribution.

(See Intergovernmental Relations Department Report IRD-86-19.)

COMMITTEE ACTION: Reviewed by RULES on 4/7/86. Recommendation to approve IRD-86-19. Districts 2, 3, 5 and 8 voted yea.

FILE: MEET

COUNCIL ACTION: (Tape location: A215-219.)



CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-116: (R-86-1907) RETURNED TO THE CITY MANAGER

Declaring that no person shall park a motor vehicle which is over 6 feet in height within 100 feet of any intersection, pursuant to the authority granted to the City under California Vehicle Code Section 22507; authorizing the installation of the necessary signs and markings; declaring that the hereinabove imposed regulations shall become effective upon the installation of such signs.

CITY MANAGER REPORT: In many areas of the City, trucks or recreational vehicles block visibility for traffic at intersections. Currently, the only method of preventing this from occurring is to prohibit all parking near the intersection. In areas where inadequate off-street parking is available, this parking prohibition becomes a hardship to the neighborhood. The proposed ordinance would allow City staff to improve the visibility at intersections by restricting the parking of tall vehicles, without prohibiting parking by all vehicles. Locations where this restriction is needed will be determined by the Engineering and Development Department, and will be marked with signs at each location. The restriction will be used in locations where visibility is restricted. The restriction of tall vehicles will improve the visibility and the prohibiting of all parking is not necessary.

FILE: --

COUNCIL ACTION: (Tape location: A161-189.)

MOTION BY MARTINEZ TO RETURN TO THE CITY MANAGER AT CITY MANAGER

MURRAY'S REQUEST. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-117: (R-86-1565) ADOPTED AS RESOLUTION R-265570

Authorizing the execution of three agreements with Blaylock-Willis and Associates, San Diego Soils Engineering, Inc., and Medall, Worswick and Associates, Inc., to perform professional consulting services; authorizing the expenditure of an amount not to exceed

\$65,000 from CIP-58-009.0, for providing funds for the above purpose.

CITY MANAGER REPORT: The Capital Improvements Program lists CIP-58-009, Annual Allocation, Consultant Services - Streets. These consultant services are used primarily by the Engineering and Development Design Division. This year's allocation has been used to employ a structural consultant and two geotechnical consultants on an "as-needed" basis. The structural consultant would check designs, analyze failures, evaluate potential failures, and perform minor design of such structures as retaining walls, seawalls, bridges, piers, abutments, etc. The geotechnical consultants would analyze, study, and field investigate such conditions as settlement, slides, erosion, seepage, soil composition, etc. Many of the City's needs in these areas cannot be anticipated, exceed the expertise of City staff, or cannot be done on a timely basis by City staff due to time constraints. Since last year's allocation is essentially depleted, it is necessary to employ these consultants to continue work as the need arises. The selection of Blaylock-Willis and Associates, San Diego Soils Engineering, Inc., and Medall, Worswick and Associates, Inc., followed the directives outlined in Council Policy 300-7 and Administrative Regulation 25.60. The dollar amount of the agreement with Blaylock-Willis and Associates will not exceed \$25,000, with San Diego Soils Engineering, Inc., will not exceed \$20,000, and with Medall, Worswick and Associates will not exceed \$20,000.

Aud. Certs. 86648, 86649 and 86650.

FILE: MEET

COUNCIL ACTION: (Tape location: A215-219.)

MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-nay, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-118: (R-86-1928) CONTINUED TO MAY 27, 1986

Authorizing the execution of a fourth amendment to the lease agreement with San Pasqual Vineyards for growing grapes and operating a winery.

(San Pasqual Valley Community Area. District-1.)

CITY MANAGER REPORT: San Pasqual Vineyards leases approximately 252 acres in the City's agricultural preserve in San Pasqual Valley for growing grapes and operating a winery. The second amendment to the Vineyards lease agreement provides that no additional rent shall be paid the City for grapes that

are crushed or wines that are processed or bottled at the winery for the benefit of third parties unless the tonnage of the custom crushed grapes exceeds 20 percent of the tonnage crushed by the winery for its own account. The amendment, however, neglects to specify the amount of rent to be paid. The proposed amendment negotiated with Mr. Froehlich of the Vineyards clarifies this issue by providing the following: For grapes "custom crushed" or wines processed or bottled at the winery where title to the grapes, wine, or bottled goods does not pass to Lessee, the City shall be paid an additional rent amounting to 2 percent of the gross income paid to the winery for these operations. The additional rent will apply regardless of the tonnage or volume involved.

The proposed amendment also provides that in addition to growing grapes and operating a winery, the property can be used for conducting agricultural and related operations as may first be approved in writing by the City Manager. This will allow the vineyards to grow other crops in addition to grapes, as well as to sublease land that it does not plan to utilize. The City will share any rental from subleasing on a 50/50 basis with the Vineyards.

FILE: LEAS San Pasqual Vineyards LEASFY86-1

COUNCIL ACTION: (Tape location: A161-189.)

MOTION BY MARTINEZ TO CONTINUE TO MAY 27, 1986, AT CITY MANAGER MURRAY'S REQUEST. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

\* ITEM-119: (R-86-1957) ADOPTED AS RESOLUTION R-265571

Approving Change Order No. 3, dated January 10, 1986, issued in connection with the contract with Perry Electric, for the construction of the Traffic Signal Modification and Interconnect Network in the Pacific Beach Area amounting to a net increase in the contract price of \$37,125.  
(Pacific Beach Community Area. District-6.)

CITY MANAGER REPORT: This half million dollar interconnect network under construction and almost completed in the Pacific Beach area by Perry Electric will coordinate the operation of 31 traffic signals along 5 major traffic corridors. The design was prepared by the engineering firm of Herman Kimmel and Associates, as consultant to the City. The plans were developed using aerial photogrammetry and best available as-built records of the existing traffic signals, conduits and roadways. The

contract bid quantities were developed using this information. Approximately 31,000 feet of new and existing conduit was planned to be used to contain the necessary cables to create the interconnect. Field measurement following installation has shown a necessary adjustment in three bid item quantities, especially in the actual length of underground conduit required. This additional work will be paid for at the competitively bid unit prices and represents work which was required to accomplish the planned project.

Aud. Cert. 86847.

FILE: CONT Perry Electric CONFY86-1

COUNCIL ACTION: (Tape location: A215-219.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

\* ITEM-120: (R-86-1986) ADOPTED AS RESOLUTION R-265572

Terminating the contract with Don's Backhoe Rental, Inc. for the repair of Sonico Landslide by executing Change Order No. 2, dated October 8, 1985, at no additional cost. (University Community Area. District-1.)

CITY MANAGER REPORT: The Sonico Landslide Repair project approved by Council on May 5, 1983, included slope stabilization work and the installation of a 60-inch cast-in-place concrete storm drain on private property originally owned by Sonico, Inc. The project was recommended by the geological consultant for the City after movement was detected in 1981. It was determined by the courts that the City is responsible to maintain the hillside in a safe condition as a result of a damage suit brought against the City over the construction of a major 36-inch sewer force main in 1971. The project was intended to eliminate any further potential landslide activity and to protect the sewer force main. Included in the project was the removal of approximately 30,000 cubic yards of unstable soil from the slope which, according to the contract documents, was allowed to be deposited on adjacent land owned by Sonico. To date, approximately two-thirds of the earthwork has been done. The consulting engineers for the Water Utilities Department have determined that the work now completed has provided a stable and safe hillside. However, it is their opinion that the 60-inch storm drain cannot sustain any additional loads imposed by filling with more earthen materials. The owners of the Sonico property want additional material in the fill area which cannot be done

at this time. A future separate contract will be necessary to strengthen the existing pipe before additional fill is added. Therefore, it is recommended that the present contract be terminated.

WU-U-85-368.

FILE: MEET

COUNCIL ACTION: (Tape location: A215-219.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

\* ITEM-121: (R-86-1908) ADOPTED AS RESOLUTION R-265573

Requesting the Department of Boating and Waterways to provide a grant for the purpose of improving the public use boat launching facilities at Lower Otay (\$696,200), San Vicente (\$625,400), and Pamo Reservoirs (\$1,746,400); authorizing the City Manager to sign the grant agreement and accept the grant under terms and conditions acceptable to him for the purpose stated above.

(See City Manager Report CMR-86-167.)

COMMITTEE ACTION: Reviewed by PSS on 4/16/86. Recommendation to adopt the Resolution. Districts 1, 4, 7 and 8 voted yea.

District 3 not present.

WU-U-86-032.

FILE: MEET CONTFY86-1

COUNCIL ACTION: (Tape location: A215-219.)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-150: CONTINUED TO MAY 6, 1986, AT 10:00 A.M.

Discussion in the matter of the feasibility of acquiring the Sears property on Cleveland Avenue for a new Central Library.

(See the memorandum from Coleman Conrad dated 4/16/86; City Manager Report CMR-86-171; Planning Department Report PDR-86-178. Uptown Community Area. District-2.)

COMMITTEE ACTION: Initiated by PSS on 4/16/86.

Recommendation to forward to the Council without recommendation for discussion on 4/28/86 at a time certain.

Districts 1, 4, 7 and 8 voted yea. District 3 not present.

FILE: --

COUNCIL ACTION: (Tape location: D221-F299.)

Motion by Jones to continue to May 6, 1986. Second by Struiksma. Failed by the following votes: Yeas-1,4,5.

Nays-2,3,6,7. Not present-8. Vacant-M.

Motion by Gotch that the City declare its intent to purchase the Sears site and direct the City Manager to further review the Certificates of Participation for acquisition as outlined in CMR-86-178, and to develop a process that would allow the City to develop a master plan for the site in conjunction with the site planning coalition, the architectural community, and any other interested community group(s). Second by Cleator. No vote taken.

MOTION BY JONES TO CONTINUE TO MAY 6, 1986, AT 10:00 A.M., WITH DIRECTION TO THE CITY MANAGER TO 1) ADDRESS THE ISSUES AS MOVED BY COUNCIL MEMBER GOTCH; 2) REVIEW THE IMPACT AN UNSCHEDULED PROJECT WOULD HAVE ON THE CAPITAL IMPROVEMENTS PROGRAM AND WHAT

PERCENTAGE OF THE CIP MONIES WOULD GO TO THE CURRENT AND PROPOSED CONSTRUCTION OF BRANCH AND REGIONAL LIBRARIES; AND 3) REVIEW, BEFORE THE 6-9 MONTHS TIME FRAME PERIOD EXPIRES, THE ZONING REQUIREMENTS/IMPACT ACQUISITION OF THE SITE WOULD HAVE IN THE AREA. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-not present, Mayor-vacant.

Motion by Gotch to continue the meeting past 5:30 p.m. Second by McColl. Passed by the following vote: Yeas-1,2,3,4,5,6,7,8. Vacant-M.

ITEM-151: (R-86-1941) ADOPTED AS RESOLUTION R-265574

Authorizing the execution of a five-year lease agreement, with an option for an additional five years, with Pacific Southwest Realty Company, commencing July 1, 1986 for 19,377 square feet of office space, at a first year rental cost of \$1.47 per square foot, for the purpose of providing office space for the City's Property Department; authorizing the execution of a five-year lease agreement, with an option for an additional five years, with BFI Realty fund, LTD., commencing August 1, 1986 for 8,912 square feet of office space, at a first year rental cost of 0.50 cents per square foot, for the purpose of providing office space for the City's Purchasing Department; authorizing the execution of a five-year lease agreement,

with an option for an additional five years with BFI Realty Fund, LTD., commencing August 1, 1986, for 30,215 square feet of office space, at a first year rental cost of 0.50 cents per square foot, for the purpose of providing office space for the City's Water Utilities Department; authorizing the expenditure of an amount not to exceed \$520,282 from the Building Inspection Department Enterprise Fund (Fund 41300/Program 1300) for first year lease costs of \$341,810 for the Property Department and \$53,472 for the Purchasing Department, and \$125,000 for associated one-time relocation costs; authorizing the expenditure of an amount not to exceed \$231,290 from the Water Utilities Operating Fund (Fund 41500/Program 70611) for first year lease costs of \$181,290 and \$50,000 for associated one-time relocation costs for the Water Utilities Department.  
(See City Manager Report CMR-86-152. Centre City Community Area. District-8.)

COMMITTEE ACTION: Reviewed by PFR on 4/9/86. Recommendation to approve the Downtown Office leases. Districts 1, 2, 5, 6 and 7 voted yea.

Aud. Cert. 87001.

FILE: LEAS Pacific Southwest Realty Company; BFI Realty Fund, LTD; BFI Realty Fund, LTD  
LEASFY86-3

COUNCIL ACTION: (Tape location: F385-G026.)

MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-nay, Cleator-not present, McColl-yea, Jones-not present, Struiksmay-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-200: (R-86-1967) ADOPTED AS RESOLUTION R-265575

Authorizing the City Manager to abate by demolition the residential premises located at 223 South 32nd Street which was declared to be a public nuisance by Resolution R-260311; authorizing the expenditure of an amount not to exceed \$2,500 from the Building Inspection Enterprise Fund (Fund/Dept. 41300/1300, Org. 3510, Obj. Acct. 4222, and Job Order 6301) for such demolition work; declaring that a record of the cost of all such work performed shall be transmitted to the City Council, which shall cause the same to be paid and levied as a special assessment against the property.

(See City Manager Report CMR-86-183. Southeast San Diego Community Area. District-4.)

Aud. Cert. 86859.

FILE: MEET

COUNCIL ACTION: (Tape location: F270-296.)

MOTION BY JONES TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-201: (R-86-1919) TRAILED TO APRIL 29, 1986

FINDINGS MUST BE MADE AS A PART OF COUNCIL ADOPTION.

Determining and declaring that the public interest, convenience and necessity of the City requires the construction or erection, operation and maintenance of a traffic guardrail, street signs and street sign easements adjacent to State Route 125 in portions of Sections 26 and 36, Township 18 South, Range 1 West, San Bernardino Meridian; and that the public interest, convenience and necessity demand the acquisition of said property interests for said public street purposes; declaring the intention of the City to acquire said property and easements under eminent domain proceedings; directing the City Attorney of the City of San Diego to commence an action in the Superior Court of the State of California, in and for the County of San Diego, for the purpose of condemning and acquiring said property.

(See City Manager Report CMR-86-184. Otay Mesa Community Area. District-8.)

Aud. Cert. 86724.

FILE: --

COUNCIL ACTION: (Tape location: A161-189.)

By common consent the item was trailed to Tuesday, April 29, 1986.

ITEM-202:

(Continued from the meetings of March 31, 1986, Item 206, and April 14, 1986, Item 204; last continued at Council Member Wolfsheimer's request.)

Appeals of the amendments to Tentative Map TM-83-0896.1 (Rancho del Sol) and Planned Residential Development Permit PRD-83-0896.1 by Rancho del Sol Partnership and Robert D. Barczewski, filed by Paul C. Zucker, Zucker Systems, from the decision of the Planning Commission in granting the amendments as modified.

1) The amendment to Planned Residential Development Permit



PRD-83-0896.1 proposes to increase from 32 to 42 the number of single-family detached dwelling units within the planned residential development boundary, develop two equestrian centers and establish easements for farming and equestrian uses.

- 2) The amendment to Tentative Map TM-83-0896.1 proposes a change to reflect a total number of 47 lots over a site area of 264.0 gross acres.

The subject property is located on the south side of Black Mountain Road, approximately one mile east of the intersection of Black Mountain Road and Carmel Valley Road, in Zone A-1-10, in the Future Urbanizing area of the City of San Diego between the North City West and the Penasquitos East communities. The subject property is further described as Parcels 1, 2, 3 and 4 of Parcel Map PM-12337.

(TM and PRD-83-0896.1. District-1.)

19860428

Subitem-A: (R-87-157) ADOPTED AS RESOLUTION R-265576

Adoption of a Resolution certifying that the information contained in Environmental Mitigated Negative Declaration EMND-85-0349 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (R-87-158) ADOPTED AS RESOLUTION R-265577  
DENYING THE APPEAL AND GRANTING THE  
PERMIT AMENDMENTS

Adoption of a Resolution granting or denying the appeal and the permit with appropriate findings to support Council action.

Subitem-C: (R-87-159) ADOPTED AS RESOLUTION R-265578  
DENYING THE APPEAL AND GRANTING THE  
MAP AMENDMENTS

Adoption of a Resolution granting or denying the appeal and the map with appropriate findings to support Council action.

FILE:

Subitems A and B PERM PRD 83-0896;

Subitem C

SUBD Rancho del Sol

COUNCIL ACTION: (Tape location: G027-211.)

Hearing began at 6:21 p.m. and halted at 6:37 p.m.

Testimony in favor of appeal by Paul Zucker.

MOTION BY WOLFSHEIMER TO DENY THE APPEAL AND GRANT THE AMENDMENTS

TO THE PERMIT AND MAP. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-S400: PROCLAMATION PRESENTED

Proclaiming May 18-24, 1986, to be "National Public Works Week."

FILE: MEET

COUNCIL ACTION: (Tape location: A071-086.)

ADDITIONAL BUSINESS: ADOPTED AS RESOLUTION R-265597

Council Member Jones commended students from the Gompers School in representing the City of San Diego at the Science Olympiad to be held May 16 and 17, 1986, in Lansing, Michigan.

FILE: MEET

COUNCIL ACTION: (Tape location: A087-136.)

MOTION BY JONES TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

\* ITEM-S401: (O-86-162) ADOPTED AS ORDINANCE O-16635 (New Series)

Incorporating portions of Parcels 1-7, Parcel Map PM-8547; a portion of Parcel 9, Parcel Map PM-13739; and Resubdivision of Villa Mesa Units Nos. 1, 2 and 3, Map-10185, Map-10186 and Map-10187 (approximately 292.2 acres), located generally east of Santo Road, south of the future right-of-way of State Route 52, west of Mission Trails Regional Park and north of Clairemont Mesa Boulevard, into Zones R-2000, R-2500, R-3000 and R1-5000 (portion HR).

(Case-84-0754. Tierrasanta Community Area. District-7.

Introduced on 4/15/86. Council voted 6-0. Districts 2 and 3 not present. Mayor vacant.)

FILE: ZONE ORD NO.

COUNCIL ACTION: (Tape location: A201-211.)

MOTION BY McCOLL TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

\* ITEM-S402

Seven actions relative to the final subdivision map of Murphy Canyon Gateway Unit No. 1, a 12-lot subdivision located northwesterly of I-15 and Aero Drive: (Serra Mesa Community Area. District-5.)

Subitem-A: (R-86-2016) ADOPTED AS RESOLUTION R-265579  
Authorizing the execution of an agreement with Daley Corporate Center for the installation and completion of public improvements.

Subitem-B: (R-86-2015) ADOPTED AS RESOLUTION R-265580  
Approving the final map.

Subitem-C: (R-86-2017) ADOPTED AS RESOLUTION R-265581  
Authorizing the execution of an agreement with Daley Corporate Center for the design and construction of the signalization for the intersection of Aero Drive and Murphy Canyon Road in conjunction with the installation and completion of public improvements for the subdivision.

Subitem-D: (R-86-2011) ADOPTED AS RESOLUTION R-265582  
Authorizing the acceptance of a sewer easement of Daley Corporate Center; authorizing the execution of a quitclaim deed, quitclaiming to Daley Corporate Center, all the City's right, title and interest in the sewer easement in a portion of Lots 6 and 7, Block 28 of Rosedale, Map-826.

Subitem-E: (R-86-2012) ADOPTED AS RESOLUTION R-265583  
Authorizing the acceptance by the City Manager of the deed of Daley Corporate Center, conveying to the City a water easement in a portion of Lot 4, Block 27 of Rosedale, Map-826; authorizing the execution of a quitclaim deed, quitclaiming to Daley Corporate Center all the City's right, title and interest in said water easement.

Subitem-F: (R-86-2013) ADOPTED AS RESOLUTION R-265584  
Vacating the City's interest in an unneeded sewer easement affecting Lot 3, Block 27 of Rosedale, Map-826, pursuant to

Section 8300 et seq. of the Streets and Highway Code.

Subitem-G: (R-86-2014) ADOPTED AS RESOLUTION R-265585

Authorizing the sale by negotiation of a slope easement in a portion of Lots 6 and 7, Block 28 of Rosedale, Map-826, for the processing fee, to Daley Corporate Center; authorizing the execution of a grant deed, granting to Daley Corporate Center said property; determining that no broker's commission shall be paid by the City on said negotiated sale.

FILE:

Subitems A, B and C SUBD Murphy Canyon  
Gateway Unit No. 1;

Subitem D DEED F-3349;

Subitem E DEED F-3350;

Subitem F DEED  
F-3351;

Subitem G DEED F-3352 CONTFY86-2;  
DEEDFY86-6

COUNCIL ACTION: (Tape location: A215-219.)

MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-S403: (R-86-1544) ADOPTED AS RESOLUTION R-265586

(Continued from the meeting of April 21, 1986, Item 128, at Council Member Wolfsheimer's request.)

Establishing Council Policy 000-28 entitled "Expenses for Executive and Managerial Recruitment."

(See City Manager Report CMR-86-127.)

COMMITTEE ACTION: Reviewed by RULES on 4/7/86. Recommendation to approve the recommendation in City Manager Report CMR-86-127.

Districts 2, 3, 5 and 8 voted yea.

FILE: MEET

COUNCIL ACTION: (Tape location: G212-520.)

Motion by McCarty to establish a Talent Search Committee with Council Members Wolfsheimer, Cleator and Jones to assist the

City Manager. No second.

MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-not present, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

Motion by McColl to continue the meeting past 6:30 p.m. Second by Martinez. Passed by the following vote: Yeas-1,3,5,6,7,8. Not present-2,4. Vacant-M.

ITEM-S404: (O-86-126 Rev.1) ADOPTED AS ORDINANCE O-16636 (New Series)

19860428

(Continued from the meeting of April 21, 1986, Item 52, at the City Attorney's request.)

Amending Chapter X, Article 3, Division 6, of the San Diego Municipal Code by amending Section 103.0601, relating to the area of applicability of the North City West Planned District.

(North City West Community Area. District-1. Introduced on 4/8/86. Council voted 6-0. Districts 2 and 4 not present. Mayor vacant.)

FILE: LAND North City West Planned District

COUNCIL ACTION: (Tape location: F297-298.)

MOTION BY WOLFSHEIMER TO INTRODUCE, DISPENSE WITH THE READING AND

ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-S405: (R-86-1715 Rev.2) ADOPTED AS RESOLUTION R-265588

(Continued from the meetings of April 7, 1986, Item 100, April 21, 1986, Item 200; last continued at Council Member McCarty's request.)

Awarding contracts for the purchase of Communications Equipment, as may be required for a period of 8 months, beginning April 1, 1986 through December 31, 1986, for a total estimated cost of \$84,900, (City of San Diego portion), with an option to renew the contracts for an additional one-year period with a price increase not to exceed 13 percent of the original contract price, as follows: (BID-6806)

1. Motorola Communications and Electronics, Inc. for Items 1B, 2A, 4A, 4B, 6A, 9A, 9B, 10A, 11, 12A, 15A, 15B,

- 16A, 17B, 18A, 18B, 20A, 20B, 21A, 22A, 23, 24A, 25A, 26, 27A, 29A, 29B, 30A, 30B, 31A, 32, 33A, 34 and 35.
2. General Electric Company - M.C.D. for Items 3B, 12B, 13B, 14A, 17A, 21B, 22B, 33B and 35.
  3. California Mobile Communications for Items 13A, 28A and 35.
  4. Best Tech. Inc. for Items 7 and 35.
  5. Midland LMR By County Wide Communication for Items 8 and 35.

Rejecting all bids for Items 1A, 3A, 5A, 5B, 19A and 19B.

FILE: MEET

COUNCIL ACTION: (Tape location: G351-488.)

MOTION BY McCARTY TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-S406: (R-86-1945) ADOPTED AS RESOLUTION R-265589

(Continued from the meeting of April 21, 1986, Item S402, at Council Member Martinez's request.)

Authorizing the execution of an agreement with Deloitte, Haskins and Sells, a management consulting firm, for the preparation of an application to the Foreign Trade Zone Board for a Foreign Trade Zone designation, at a cost of not to exceed \$15,000.

(See City Manager Report CMR-86-182. Otay Mesa Community Area. District-8.)

Aud. Cert. 86867.

FILE: MEET CCONFY86-1

COUNCIL ACTION: (Tape location: A276-300.)

MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

\* ITEM-S407: (O-86-185) INTRODUCED, TO BE ADOPTED MAY 12, 1986

Introduction of an Ordinance amending Chapter VI, Article 1, Division 20, of the San Diego Municipal Code, by amending Section 61.2004, relating to the San Diego Park Facilities District Procedural Ordinance.

FILE: --

COUNCIL ACTION: (Tape location: A212-214.)

MOTION BY MARTINEZ TO INTRODUCE. Second by Wolfsheimer. Passed

by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

\* ITEM-S408: (R-86-2045 Rev.2) ADOPTED AS RESOLUTION R-265538

19860428

A Resolution approved by the City Council in Closed Session on Monday, March 10, 1986 by the following vote:

Wolfsheimer-yea; Cleator-yea; McColl-yea; Jones-yea; Struiksmayea; Gotch-yea; McCarty-yea; Martinez-nay; Mayor-vacant.

Authorizing the City Manager to pay the total sum of \$250,000 in the settlement of each and every claim against the City, its agents and employees, resulting from a lawsuit filed February 1, 1985 by plaintiffs concerning development of a project known as "Golden Hill Villas", Superior Court Case No. 534910, Thomas Carter and Cal Street Builders v. City Council, The City of San Diego, et al.); authorizing the City Auditor and Comptroller to issue one check in the total amount of \$250,000 made payable to Thomas Carter and Cal Street Builders and their attorney of record, James Dawe, in full settlement of the lawsuit and all claims.

CITY MANAGER REPORT: This constitutes the complete and final settlement of the Golden Hill Villas, PRD-85-0797.

Aud. Cert. 86884.

FILE: PERM PRD 20-143-0; DEED F-3354

DEEDFY86-1

COUNCIL ACTION: (Tape location: A215-219.)

MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-S409: (O-86-186) INTRODUCED, TO BE ADOPTED MAY 12, 1986  
(CREATING A DEPARTMENT ONLY)

First public hearing in the matter of:

Creating a Department of Binational Affairs under the direction of the City Manager; amending the Annual Appropriations Ordinance to add two Unclassified Positions (Director and Assistant Director of Binational Affairs); transferring \$16,650 from the Allocated Reserve for the purpose of one month's funding.

(O-86-189) INTRODUCED, TO BE ADOPTED MAY 12, 1986

Amending the San Diego Municipal Code relating to the  
Departments of the City of San Diego.

(O-86 ) CONTINUED TO MAY 5, 1986

Amending the Annual Appropriations Ordinance to add two  
Unclassified Positions (Director and Assistant Director of  
Binational Affairs); transfer of funds.

Aud. Cert. 86883.

COMMITTEE ACTION: Reviewed by RULES on 4/7/86. Forwarded to  
full Council without recommendation. Districts 2, 3, 5 and 8  
voted yea.

FILE: --

COUNCIL ACTION: (Tape location: A301-D031.)

Motion by Cleator to introduce the Ordinances relating to the  
Department of Binational Affairs and to the Departments of the  
City of San Diego. Second by McColl. Passed by the following  
vote: Yeas-1,2,3,4,5,6,7. Nay-8. Vacant-M.

MOTION BY JONES TO CONTINUE TO MAY 5, 1986, AMENDING THE ANNUAL  
APPROPRIATIONS ORDINANCE TO ADD TWO UNCLASSIFIED POSITIONS  
(DIRECTOR AND ASSISTANT DIRECTOR OF BINATIONAL AFFAIRS) AND  
TRANSFER OF FUNDS. Second by McCarty. Passed by the following  
vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea,  
Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea,  
Mayor-vacant.

ITEM-S410: (O-86-187) CONTINUED TO MAY 5, 1986

Introduction of an Ordinance establishing a nine member  
"Select Board on Binational Issues".

COMMITTEE ACTION: Reviewed by RULES on 4/7/86. Forwarded to  
full Council without recommendation. Districts 2, 3, 5 and 8  
voted yea.

FILE: --

COUNCIL ACTION: (Tape location: D042-220.)

Motion by Jones to refer to the City Manager and report back to  
Council on the subject of an Economic Development Corporation, a  
Binational Commission for the South Bay area, and to encourage  
testimony from business people on both sides of the border. No  
second.

Motion by McCarty to approve the Select Board. No second.

By common consent the item was continued to May 5, 1986.

ITEM-S411: (R-86-2046 Rev.1) ADOPTED AS AMENDED AS RESOLUTION  
R-265590



19860428

(Continued from the meeting of April 21, 1986, Unanimous Consent No. 2, at Deputy Mayor Struiksma's request.)

Declaring that the City Council is not opposed to the Otay Valley/Palm Avenue Reorganization proposed by the City of Chula Vista.

(See Planning Department Reports PDR-86-218, PDR-86-080; and letter from McDonald, Hecht and Solberg dated 3/13/86.)

COMMITTEE ACTION: Reviewed by RULES on 4/21/86. Recommendation to support the proposed amended reorganization. The Committee also directed that this item be placed on the Council Docket of April 21, 1986 by Unanimous Consent. Districts 3, 5 and 8 voted yea. District 2 voted nay.

FILE: MEET

COUNCIL ACTION: (Tape location: F300-384.)

MOTION BY MARTINEZ TO ADOPT AS AMENDED WITH THE FOLLOWING TERMS AND/OR CONDITIONS: 1) THAT THE CITY OF CHULA VISTA FULLY COMPENSATE THE CITY OF SAN DIEGO FOR TAXES THAT WOULD HAVE TO BE PAID ON UTILITY EASEMENTS (APPROXIMATELY \$8,000 ANNUALLY); 2) THAT TERRITORIAL SEGMENTS SHOULD PARTICIPATE IN ANY FACILITIES BENEFIT ASSESSMENTS FOR OTAY MESA THAT IS SUBSEQUENTLY CREATED; AND 3) THAT THERE BE PROVISIONS FOR UNRESTRICTED ACCESS TO UTILITY LINES. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-S412: (R-86-1694) ADOPTED AS RESOLUTION R-265591

(Continued from the meeting of March 31, 1986, Item 202, at Council Member McColl's request.)

Reappointing the following persons to the San Diego Convention Center Corporation, Inc. Board of Directors, after full and complete public discussion and deliberation, for an additional three-year term expiring on December 1, 1988:

NOMINEE	NOMINATED BY:	ENDORSED BY:
Paul Blackwood	Council Member Gotch	Council Member
	McCarty	
Lucy Goldman	Council Member Gotch	Council Member
	Cleator	

FILE: MEET

COUNCIL ACTION: (Tape location: F265-269.)

MOTION BY JONES TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Cleator-not present,

McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea,  
Martinez-not present, Mayor-vacant.

ITEM-UC-1: (R-86-2040) ADOPTED AS RESOLUTION R-265592

A Resolution presented to the City Council with UNANIMOUS  
CONSENT:

Honoring the proprietor of the Hob Nob Hill Restaurant,  
Harold Hoersh, for forty years of continuous business in  
the same location.

FILE: MEET

COUNCIL ACTION: (Tape location: A137-159.)

MOTION BY GOTCH TO ADOPT. Second by Struiksma. Passed by the  
following vote: Wolfsheimer-yea, Cleator-not present,  
McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea,  
Martinez-yea, Mayor-vacant.

ITEM-UC-2: (R-86-2137) ADOPTED AS RESOLUTION R-265593

19860428

A Resolution presented to the City Council with UNANIMOUS  
CONSENT:

CORRECTION OF UNANIMOUS CONSENT excusing Council Member  
Bill Cleator from the Council meeting of Tuesday, April 22,  
1986, at 2:00 p.m., due to vacation. Council Member  
Cleator was required to appear in Small Claims Court at the  
aforementioned time to defend himself against an action  
instituted by Robert E. McCullough, Case No. 436351 (Notice  
of Entry of Judgment) The request for the excused absence  
from the meeting was not discretionary.

FILE: MEET

COUNCIL ACTION: (Tape location: G521-534)

MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the  
following vote: Wolfsheimer-yea, Cleator-not present,  
McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea,  
McCarty-yea, Martinez-yea, Mayor-vacant.

ADJOURNMENT:

The meeting was adjourned by Deputy Mayor Struiksma at 6:59  
p.m.

FILE: MEET

COUNCIL ACTION: (Tape location: G543.

Charles G. Abdelnour, City Clerk  
City of San Diego